

EXHIBIT 3

TO

TROPE
DECLARATION

Subject: Pacific v Musselman, Airon, et. al.: Reversal of "Disabling of Airon Sites"
From: "Konrad L. Trope" <ktrope@novolaw.com>
Date: Tue, 19 Jun 2007 02:09:42 -0700
To: "SimpleComm Support" <support@simplecom.net>
CC: "Matthew Butterick" <mbutterick@novolaw.com>, "Renée Nordyke" <rnorthyke@novolaw.com>

Novo Law Group, P.C.
Konrad L. Trope, Managing Shareholder
4199 Campus Drive, Suite 550
Irvine, California 92612
949-509-6531 (tel)
949-509-6532 (fax)
ktrope@novolaw.com
www.novolaw.com

June 19, 2007

Via e-mail: [Support@Simplecomm.net](mailto:support@Simplecomm.net)

Corey Thronburg, Support Department
Simple Communications, Inc.
Tuscaloosa, Alabama

Re: Pacific v. Musselman, Airon, et. al.: Reversal of "Disabling of Airon Sites".

Dear Corey:

As legal counsel for the Plaintiff in this case, and as an officer of the court, legitimately enforcing those remedies provided in the DMCA by Congressional mandate and canonized by subsequent numerous federal court opinions, I am greatly concerned over what appears to be a reversal of conduct by your company.

Under the DMCA, upon Simple Communications being presented with a "take down" letter, accompanied by proof of a filed federal court complaint alleging DMCA violations and seeking injunctive relief, the sites of Airon were to be immediately disabled. The combination of the "letter" and the previously filed federal court "complaint" removed any discretion from the ISP under the mandates of the DMCA.

If these take downs were reversed by Simple, after having been lawfully carried out earlier yesterday, we will be forced to seek judicial remedies against Simple Communications. I would hope and expect that Simple wishes to remain within the 'safe harbor' of the DMCA.

Please advise immediately.

Konrad Trope, Esq.
Managing Shareholder
Novo Law Group, P.C.
Counsel for Plaintiff Pacific Information Resources, Inc.

On 6/19/07, **SimpleComm Support**
<support@simplecom.net> wrote:

Thanks for your e-mail. A new ticket has been created.

You wrote:

> Corey:

>

> By law, once we serve you with a copy of a previously filed Federal

> Complaint alleging DMCA violations and seeking injunctive relief, along

> with DMCA take down letter, the ISP has no "discretion": the sites must be

> disabled.

Your e-mail will be answered by a support technician asap

You can check the status of your ticket at
<http://otrs.simplecom.net/otrs/customer.pl>

Tired of Spam?

Try our Email Security Service free for 30 days!

<http://www.m3server.com/securityservices.asp>

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Subject: Re: [Ticket#2007061921000036] Pacific v
Musselman, Airon, et. al.: Reversal of "Disabling [...]
From: SimpleComm Support <support@simplecom.net>
Date: Tue, 19 Jun 2007 09:44:45 -0500
To: "Konrad L. Trope" <ktrope@novolaw.com>
CC: "Matthew Butterick" <mbutterick@novolaw.com>,
"Renée Nordyke" <rnordyke@novolaw.com>

Dear Konrad L. Trope,

Thank you for your request.

There was an internal miscommunication on this subject.
Can you send me a pdf
copy of your original paper submission? If not I will have
to mail the paper
copy to the addressee to get the proper action. The tools
available to me for
locking the site can be reversed by the customer. I need to
get this matter to
our abuse team. Electronic documents can be delivered
today, or I can forward
the paper documents you sent to my office to the abuse
team in Missouri.

Corey

"Konrad L. Trope" <ktrope@novolaw.com> wrote:

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June 19, 2007

Via e-mail: *Support@Simplecomm.net *

Corey Thronburg, Support Department
Simple Communications, Inc.
Tuscaloosa, Alabama

*Re: Pacific v. Musselman, Airon, et. al.: Reversal
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Simplecom Support Team

Corey Thornburg --

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